

United States District Court

CENTRAL

DISTRICT OF

MASS. FILED

IN CLERKS OFFICE

JAMES W BARTON

Plaintiff PETITIONER,

V.
COMMISSIONER OF CORR. ET AL
Defendant RESPONDENT.

APPLICATION TO PROCEED
WITHOUT PREPAYMENT OF
FEES AND AFFIDAVIT

U.S. DISTRICT COURT
DISTRICT OF MASS.

CASE NUMBER:

1. JAMES W. BARTON WS0583

declare that I am the (check appropriate box)

☒ petitioner/plaintiff/movant ☐ other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 U.S.C. §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? ☒ Yes ☐ No (If "No" go to Part 2)

If "Yes" state the place of your incarceration NCCI P.O. BOX 466, GARDNER, MASS. 01440

Are you employed at the institution? NO Do you receive any payment from the institution? NO

Have the institution fill out the Certificate portion of this affidavit and attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed? ☐ Yes ☒ No

a. If the answer is "Yes" state the amount of your take-home salary or wages and pay period and give the name and address of your employer.

(I am in prison doing a 3-5 year sentence. as of 9/28/2001.)

b. If the answer is "No" state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer.

(Same as above)

3. In the past twelve months have you received any money from any of the following sources?

a. Business, profession or other self-employment	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
b. Rent payments, interest or dividends	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
c. Pensions, annuities or life insurance payments	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
d. Disability or workers compensation payments	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
e. Gifts or inheritances	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
f. Any other sources	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

If the answer to any of the above is "yes" describe each source of money and state the amount received and what you expect you will continue to receive.

My daughter sent me \$150.00 for T.V. and I bought one in May of this year. also sister and nephew sent me 10.00 each. Don't know if I'll receive any more from them.

MASSACHUSETTS
DEPARTMENT OF CORRECTION
Inmate Transaction History
Summary Report

NCCI-GARDNER

Inmate Name.....	<u>BARTON, JAMES</u>		
Commitment number....	<u>W80583</u>		
Period encompassed....	<u>4/1/2003</u>	<u>THRU</u>	<u>11/1/2003</u>
Six Month Average Daily Balance	<u>27.08</u>	<u>0.00</u>	<u>27.08</u>
20% of Six Month Average Daily Balance	<u>5.42</u>		
Total Expenditures for Period			<u>438.25</u>
Total Income for Period			<u>305.10</u>

To the best of my knowledge, the above summary information is true and accurate:

Signed Roxanne F. Kennedy
Roxanne F. Kennedy Inmate Account Clerk

Time: 2:10 pm

Date: 11-6-03

Note: A copy of the inmate's account activity statement for the six month period ("Inmate Transaction History") is attached.

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20031103 15:21

Commit# : W80583

NCCI GARDNER

Page : 1

Name : BARTON, JAMES, W,

Statement From 20030501

Inst : NCCI GARDNER

To 20031101

Block : B BUILDING 2

Cell/Bed : N10 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
Total Transaction before this Peri						\$250.83	\$117.36	\$0.00	\$0.00
20030501 22:30	CN - Canteen	1070606		NOR	-Canteen Date : 200305	\$0.00	\$0.63	\$0.00	\$0.00
20030506 23:00	TI - Transfer from Institutio	1080423		NOR		\$0.00	\$132.84	\$0.00	\$0.00
20030506 23:00	TI - Transfer from Institutio	1080424		GAR		\$132.84	\$0.00	\$0.00	\$0.00
20030509 09:22	IS - Interest	1108094		GAR		\$0.20	\$0.00	\$0.00	\$0.00
20030512 09:30	ML - Mail	1113830		NOR	-CANTEEN REFUND FOR 5/	\$0.63	\$0.00	\$0.00	\$0.00
20030512 09:30	TI - Transfer from Institutio	1113832		GAR	-Associate Receipt Number is 1113830	\$0.63	\$0.00	\$0.00	\$0.00
20030512 09:30	TI - Transfer from Institutio	1113831		NOR	-Associate Receipt Number is 1113830	\$0.00	\$0.63	\$0.00	\$0.00
20030514 22:30	CN - Canteen	1122560		GAR	-Canteen Date : 200305	\$0.00	\$47.44	\$0.00	\$0.00
20030516 10:12	ML - Mail	1134632		GAR	-ODOM, PEARLENE, ,	\$150.00	\$0.00	\$0.00	\$0.00
20030519 09:54	IC - Transfer from Inmate to Club A/c	1136882		GAR	-Appliance Order-CANTE CORP. WASH ACCOUNT - Z	\$0.00	\$6.20	\$0.00	\$0.00
20030521 22:30	CN - Canteen	1145021		GAR	-Canteen Date : 200305	\$0.00	\$43.21	\$0.00	\$0.00
20030523 11:36	IC - Transfer from Inmate to Club A/c	1156742		GAR	-PHOTO PURCHASE 5/23/03-INMATE BENEFIT Z1	\$0.00	\$3.00	\$0.00	\$0.00
20030529 10:24	IC - Transfer from Inmate to Club A/c	1176588		GAR	-Appliance Purchase-CANTEEN CORP. WASH ACCOUNT - Z6	\$0.00	\$131.62	\$0.00	\$0.00
20030604 22:30	CN - Canteen	1192421		GAR	-Canteen Date : 200306	\$0.00	\$42.33	\$0.00	\$0.00
20030610 16:24	IS - Interest	1236013		GAR		\$0.23	\$0.00	\$0.00	\$0.00
20030618 22:31	CN - Canteen	1275484		GAR	-Canteen Date : 200306	\$0.00	\$7.55	\$0.00	\$0.00
20030702 22:30	CN - Canteen	1331577		GAR	-Canteen Date : 200307	\$0.00	\$2.36	\$0.00	\$0.00
20030709 16:13	IS - Interest	1369661		GAR		\$0.01	\$0.00	\$0.00	\$0.00
20030807 15:33	IS - Interest	1512302		GAR		\$0.00	\$0.00	\$0.00	\$0.00
20030910 07:59	IS - Interest	1655286		GAR		\$0.00	\$0.00	\$0.00	\$0.00
20030915 14:48	ML - Mail	1681573		GAR	-THORTON, NORMA, ,	\$10.00	\$0.00	\$0.00	\$0.00
20030915 14:49	ML - Mail	1681574		GAR	-THORNTON, ROBERT, ,	\$10.00	\$0.00	\$0.00	\$0.00
20030917 22:30	CN - Canteen	1691812		GAR	-Canteen Date : 200309	\$0.00	\$19.88	\$0.00	\$0.00
20031001 22:30	CN - Canteen	1749075		GAR	-Canteen Date : 200310	\$0.00	\$0.28	\$0.00	\$0.00
20031008 17:01	IS - Interest	1790483		GAR		\$0.00	\$0.00	\$0.00	\$0.00
20031010 10:52	CI - Transfer from Club to Inmate A/c	1809058		GAR	-9/30/03 Canteen Refund-W80583 BARTON,JAMES W PERSONAL-KCN WASH ACCOUNT - Z5	\$0.28	\$0.00	\$0.00	\$0.00

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20031103 15:21

Commit# : W80583

NCCI GARDNER

Page : 2

Name : BARTON, JAMES, W,

Statement From 20030501

Inst : NCCI GARDNER

To 20031101

Block : B BUILDING 2

Cell/Bed : N10 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20031015 22:30	CN - Canteen	1821694		GAR	-Canteen Date : 200310	\$0.00	\$0.28	\$0.00	\$0.00
20031024 15:26	CI - Transfer from Club to Inmate A/c	1866270		GAR	-Canteen refund 10/14/03-W80583 BARTON, JAMES W PERSONAL-KCN WASH ACCOUNT - Z5	\$0.28	\$0.00	\$0.00	\$0.00
						\$305.10	\$438.25	\$0.00	\$0.00

	Personal	Savings
Balance as of ending date	\$0.32	\$0.00

Current Balances :

Personal	Savings	Freeze	Loan	Restitution	Sentence
\$0.32	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00